

10/18

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - OCTOBER 21, 2002

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. CHAPTER 13 CONFIRMATIONS

Ludwig ROGER & LUELLEN MOORE - Ch. 13 7-02-03117 Connelly/NS
note: Mod Plan filed 9/19 set for conf on 11/4 @ 9:30
Trustee's Report w/Show Cause on Dismissal/Conversion [d/e # 13]

Ludwig SIDNEY & TONYA JACKSON 7-02-03116 Connelly/JJ
-mod plan #1 filed 9/19; set for 11/4 @ 9:30
Trustee Report and Showcause on Dismissal: filed 9/5; d/e # 16

M. Hart ANTOINETTE HARBOR - Ch. 13 7-01-01799 Connelly/S
Mod Plan filed 8/7; d/e # 62, 63 *contd from 9/23 & 10/21*
Motion of Trustee to Dismiss/Convert contd by ord of 9/5, d/e # 66 to hear w/plan

Mayer THOMAS & SHERRY SUMMAR-chl3 7-02-03048 Connelly/AF
Plan filed 7/25, d/e # 5, 7
Trustee Report, Showcause on Dismissal or conversion: filed 9/5; d/e # 17
(Mod. Plan filed 10/15--Renoticed for 12/2 @ 9:30 a.m.) [d/e # 20, 21]

Giles LISA CALDWELL-chl3 7-02-03089 Connelly/AF
Amended Plan filed 9/6; d/e #19 with certif. Of serv ice *contd from 10/21 **
Trustee Report and Showcause on Dismissal or Conversion: filed 9/5; d/e # 18
**contd from 10/21 to await entry of val. Order (recused to RWK)(*

9:30 A. M. CHAPTER 13 CONFIRMATIONS

| | | | |
|-------------|--|------------|-------------|
| Allen | BARRY CAPITO-ch13 Plan filed 7/24; d/e # 6 Objection: IRS (Eckert) [d/e # 15] Trustee Report, Showcause on Dismissal or conversion: filed 9/5; d/e # 13 | 7-02-03032 | Connelly/SJ |
| Shelor | LEETROY & DORIS WALLER-ch13 Mod Plan filed 9/5; d/e # 19 Trustee Showcause : Dismiss contd from 5/17 to hear w/mod plan when filed [#14,17] | 7-02-01615 | Connelly/SL |
| Delafield | RAYMOND & SHUNTRA MUSE Mod Plan filed 9/5; d/e # 47, 48 Contd trustee motion to dismiss from 9/23 (filed 3/21; d/e # 19) | 7-02-00509 | Connelly/JM |
| Krippend. | SARA SMITH-ch13 Mod Plan filed 8/30, d/e # 33 Trustee Obj to prior plan/ Showcause: Dismissal, d/e # 14, contd fr 7/29 & 9/23 | 7-02-01109 | Connelly/JM |
| Krippendorf | MORRIS & CYNTHIA MILLER <i>-note: mod plan filed 9/23, d/e # 17 ; service to creditors less than 35 days notice (LR3015-2-A-2) renoticed for conf on 11/18 @ 9:30</i> Trustee's Showcause (re plan filed 8/15) : Dismissal/Conversion [d/e # 16]contd fr 10/21 | 7-02-03163 | Connelly/MC |

Roanoke Calendar - 10/21/02

9:30 A. M. CHAPTER 13 CONFIRMATIONS

Krippendorf BOBBY HARPER-ch13 7-02-01875 Connelly/SL
Obj to Claim #4 of Wells Fargo Bank of MN filed 7/15, d/e # 40 - *co ntd fr 9/9 d/e # 59*
Response filed 9/9; d/e # 56 (Clarke/CALLAHAN)

Motion #1: further hearing in Relief Motion filed 7/5; d/e # 30 by notice of 9/25 [#64]
Wells Fargo Bank of MN (Clarke/Callahan) v. debtor

Note: additional Obj to Claim (#2 of DCSE-Div.Child Support) set on 11/4 @ 11:00

Janney EDITH MURPHY - Ch. 13 7-02-02777 Connelly/NS
Mod. Plan filed 9/3 [d/e # 21, 22]
Trustee's Report, Objection 7 Show Cause on Dismissal [d/e # 19] *contd from 9/9*

M Hart DAVID C CLEMENS 7-00-01699 Connelly/S
Mod Plan #2 filed 8/15 d/e # 31
Trustee's Motion to Dismiss or Convert [d/e # 29, 34] *contd to hear w/mod plan*
OBJ: BB&T (Maxwell) filed 9/18 (Relief motions set 10/10 before Judge Krumm)

ORDER of RECUSAL of CASE entered 10/9/02 - plan and objs of tr & BB&T to be heard on 11/13 at 9:00 a.m. before Judge Krumm

Janney JAMES LEWIS, JR. - Ch. 13 7-02-02401 Connelly/VS
Plan filed 9/3; d/e # 25 (case converted fr. Ch7)
Trustee's Report w/Show Cause on Dismissal/Conversion [d/e # 30]

Motion # 1: Avoid lien
Debtor v. CitiFinancial Services, Inc. ()

M. Giles JOSEPH & DIANA EASTER - Ch. 13 7-02-03127 Connelly/NS
Plan (7/30; d/e # 6)
Trustee's Report w/Show Cause on dismissal [d/e # 14]

Roanoke Calendar - 10/21/02

9:30 A. M. CHAPTER 13 CONFIRMATIONS

Krippendorf JOSEPH & LINDA SIMMONS - Ch. 13 7-02-03300 Connelly/SO
Mod. Plan filed 9/10 [d/e # 17]
Objection: Capital One Automotive Finance (I. Goldstein) [d/e # 23] Response filed 10/4, d/e # 24, to objection to Plan & Valuation Mot. (Below*)

Trustee's Report w/Show Cause on Dismissal/Conversion [d/e # 21]

Motion for Valuation of lawn tractor & bedroom suite–Schewel Furniture (\$2,819.60)
[d/e # 18]

Motion for Valuation of 1998 Mercury Sable–Capital One Auto Finance (\$10,000)
[d/e # 19]

Obj to Valuation included in d/e # 23 (obj to conf above), (Goldstein)

*Response to Obj to Valuation included in d/e # 24, response to Obj to Conf.

Delafield ARNOLD & DOREEN STOKES- 7-02-02301 Connelly/VS
Mod. Plan filed 9/6 [d/e # 33, 34]
Objection to prior plan : IRS (Eckert) [d/e # 22]
Trustee report, OBJ and showcause: Dismiss/convert filed 7/10; d/e # 15 *contd fr 9/23*

M. Giles WILLIE, JR., & FRANCES HURT - Ch. 13 7-02-03247 Connelly/NS
Plan
Trustee's Report w/Show Cause on Dismissal/Conversion [d/e # 15]
OBJ: UCFC Loan Trust 1997-C (Sasser) filed 9/24; d/e # 17
UCFC Loan Trust 1997-C (Sasser) filed 9/27; d/e # 18

9:30 A. M. - MISCELLANEOUS

Janney IRVIN & LAVERNE BASHAM - Ch. 13 7-02-02811 Connelly/VS
Trustee w/Report & Show Cause on Dismissal or Conversion [d/e # 19] *contd fr 10/21*
–contd from 9/23; conf & issues w/Chase Manhattan Bank contd to 11/18 @ 2:00

10:00 A.M. - MISCELLANEOUS HEARINGS

M. Hart LINDA DANIEL - Ch. 7 7-02-03639 Krippendorf/PR/MC
Motion # 1: Avoid lien
Debtor v. American General Finance, Inc.() & Trustee
–ORDER of 10/7 voiding lien cancels hearing

Roanoke Calendar - 10/21/02

11:00 A. M. - MISCELLANEOUS HEARINGS

Delafield LILLIAN KING 7-01-03419 Connelly/VS
Motion of Trustee to Dismiss or Convert, filed 5/16; d/e # 54 *contd fr 6/10 & 7/8*
Motion of Trustee ti Dismiss case with prejudice for 180 days, filed 10/9; d/e # 70

P. Brown SAMUEL & PATRICIA JENNINGS - Ch. 13 7-01-01693 Connelly/PR
Trustee's Motion to Dismiss or Convert [d/e # 34]

Smith EARL & VIRGINIA HAYES - Ch. 13 7-00-01153 Connelly/PR
Trustee's Motion to Dismiss or Convert [d/e # 26]

Krippendorf MICHAEL PRESTON - Ch. 13 7-00-01286 Connelly/JJ
Trustee's Motion to Dismiss or Convert [d/e # 31]
Response filed 10/10, d/e # 32, to trustee's motion
-mod plan filed 10/10; d/e # 33, 34; set for conf on 12/2 @ 9:30

Delafield JACK & ANGELA JOYNER - Ch. 13 7-01-01228 Connelly/AF
Trustee's Motion to Dismiss or Convert [d/e # 88]

M. Hart GERALDINE HAYNESWORTH - Ch. 13 7-01-03475 Connelly/SL
Trustee's Motion to Dismiss or Convert [d/e # 54]
-ORDER of 10/11 dismissed case w/consent of dbtr by ltr; cancels hearing

Roanoke Calendar - 10/21/02

11:00 A. M. - MISCELLANEOUS HEARINGS

P. Brown ETHEL WILSON - Ch. 13 7-00-01345 Connelly/SL
Trustee's Motion to Dismiss or Convert [d/e # 31]

M. Hart JAMES PATTEN, JR. - Ch. 13 7-00-00109 Connelly/JM
Counsel for Debtor's Motion for Compensation in the amount of \$731.25 [d/e # 63, 66]

Krippend. GALE & SHANA FRANKLIN-ch13 7-01-05045 Connelly/SL
Motion of Debtors to bifurcate case and CONVERT case of GALE TRACE
FRANKLIN ONLY to Ch 7 - filed 9/13; d/e # 42, 43, 44, 45
(*Bifurcation & conversion fee paid; plan of Shana Franklin filed 10/11, d/e # 46 &
47 in the case 7-01-05045 and scheduled for 12/2 @ 9:30*)

Krippendorf MITCHELL & TAMMIE BREWSTER - Ch. 13 7-01-04006 Connelly/JJ
Motion to Incur Debt to pay off liens, pay Ch. 13 Plan in full, & pay
for necessary improvements to residence [d/e # 25]
-amended Motion to Incur Debt filed 10/10; d/e # 26

P Brown AUDWIN & CYNTHIA ANDERSON-ch13 7-02-00657 Connelly/NS
Motion #2: Relief - filed 8/26; d/e # 35, 36, 37 *contd from 9/23*
Citifinancial Mortgage (Zimm) v debtors & trustee
Answer of Respondent filed 8/29, d/e # 38

M Hart DENNA WALKER-ch13 7-02-02044 Connelly/SO
Motion #1: Relief - filed 9/24; d/e # 31, 32 *contd from 10/21*
Mortgage Electronic Registration Systems as Nominee for The Beneficial Note
Holder Homeside Lending Inc (Gershen) v. debtor & trustee
Answer of debtor filed 10/4; d/e # 36

M. Hart ERNEST & LINDA WALKER - Ch. 13 7-02-00229 Connelly/SJ
Motion # 1: Relief filed 9/30 [d/e # 53]
Va. Housing Development Authority (Wade) v. Debtors & Trustee
Movant filed certification 10/2; d/e # 56
note: conf set 11/4 @ 9:30
Response of debtors filed 10/2, d/e # 57 *Mot # 2: sell free & clear of liens on 11/4*

Roanoke Calendar - 10/21/02

2:00 P.M. - PRETRIAL CONFERENCES

M Giles ROBERT BROWN-ch7 7-02-02314 Krippendorf/LM
A/P 7-02-00126: Obj to or revoke discharge
Evelyn K. Krippendorf Trustee (Krippendorf) v. debtor
-ORDER (agreed) denying debtor's discharge; cancels hearing

Janney GEORGE JOHNSON-ch7 7-02-02846 Creasy/SO
A/P 7-02-00120: Det. Dischargeability
Debtor v IRS ()
-**STIPULATED order entered 9/24, cancels hearing**

Delafield CLIFTON, SR., & KATHRYN ALLEYNE - Ch.13 7-02-03458 Connelly/SO
A/P 7-02-00130: Recover money or property
Debtors v. J. D. Byrider, a/k/a CNAC (Biddle)
-**Order dismissing complaint by plaintiff entered 10/8 , cancels hearing**

2:00 P.M. - MISCELLANEOUS

Zadell CARL STACY, JR. & REGINA STACY - Ch. 7 7-02-02191 Creasy/VS
Trustee's Motion for Extension of Time to File Objection to
Exemptions; Complaints, etc. [d/e # 12]
ORDER of 9/5 withdrew tr. Mot.

Krippend/
Janney STEVE & SALLY HARRIS-ch7 7-97-03240 Allen/LM
Motion of Debtors to Rescind Order Converting Case to Chapter 7, filed 9/20; d/e#59

Delafield LUCILLE HOLLAND-ch7 7-01-05369 Creasy/JJ
Trustee's Motion for Extension of Time to File Objection to
Exemptions; Complaints, etc. [d/e # 32, 33]
-**NOTICE of trustee of no objections filed; order self executing, hearing cancelled**
Roanoke Calendar - 10/21/02

2:00 P. M. - MISCELLANEOUS HEARINGS

Krippendorf STEVE & SALLY HARRIS-ch7 7-97-03240 Allen/LM
Motion of Debtor to Convert to Chapter 13 filed 9/13; d/e # 58
----**converted 8/23/02 ***

(*SEE page 9 FOR HEARING ON Motion to Rescind Conversion Order filed on behalf of debtors)

Ludwig DONNA NANCE-ch7 7-02-02588 Creasy/AF
Trustee's Motion for Extension of Time to File Objection to
Exemptions; Complaints, etc. [d/e #13, 14]
***Order withdrawing Trustee's Motion for Extension of Time entered 9/3 [d/e # 17]
cancels hearing***

M Giles ERIC GISLASON-ch7 7-02-03014 Vogel/VS
Objection of Trustee to Claim of Exemptions filed 9/20, d/e # 11

M Giles LEONARD LOBIK-ch7 7-01-05165 Vogel/SL
Obj to Claim #1 of MBNA America Bank NA in amt of \$17,484.87 filed by
Trustee on 8/28, d/e # 32, 34
Response filed 9/20; d/e # 37

Obj to Claim #2 of National City Mortgage in amt of \$107,615.80 filed by
Trustee on 8/28; d/e # 33, 35

M Black ROLAND MACHER 7-00-03659 DIP/SL
Order to showcause why case should not dismiss or convert if debtor fails to
File signed 1999 income tax returns within 30 days of order of 9/5, d/e # 160
-contd from 10/21 for status

M. Hart ROBERT & SONYA ALTICE - Ch. 7 7-02-03371 McLean/VS
Motion # 1: Avoid lien [d/e # 10]
Debtors v. Household Finance Corp. of Va. ()
-Order of 10/8 avoiding lien, cancels hearing

Roanoke Calendar - 10/21/02

2:00 P. M. - MISCELLANEOUS HEARINGS

Zadell GERRY WININGHAM-ch7 7-02-03356 Allen/JJ
Motion #1: Relief - filed 9/28; d/e # 10, 11, 12, 13
Bank of America Mortgage (Sasser) v. debtor & trustee
Agreed Order granting relief in Motion # 1 entered 9/30 [d/e # 16]

M. Giles CHARLES CHEWNING - Ch. 7 7-02-03018 Vogel/AF

Trustee's Objection to Debtor's Claim of Exemptions [d/e # 16]

Delafield JOHN ELLINGSON-CH7 7-02-03457 Krippend/NS
Motion #1: Relief - filed 9/20; d/e # 10, 11
EQCC 2001-1F (Clarke) v. debtor & trustee

Magee INNOVATIVE DESIGN & MACHINE
CONTROLS INC-CH11 7-02-02078 DIP/AF
Motion of Debtor and DIP (Grant) for Order Approving Conversion of Chapter 11
to Chapter 7, filed 7/25, d/e # 45, *contd from 7/29 & 8/15 & 9/23*

Status Hearing - contd from 9/9 [d/e # 63] *contd from 9/23*

Magee JOAN CRAIGHEAD-CH7 7-99-01498 Allen/AF
Motion #3: Relief - filed 10/2; less than 20-day notice— no pre-hearing ord entrd.
Daimler Chrysler Services No.America LLC(Higgs) v. debtor & trustee
—**ORDER entered 10/18, cancels hearing**

P Brown VASSER & ESTHER HURT - CH7 7-02-03408 Creasy/AF
Motion #1: Relief - filed 10/2; d/e # 10 *contd from 10/21*
Motion #1: EQCC (Bierman) v. debtors & trustee
Answer filed by Debtors 10/2; d/e # 11
Answer filed by Trustee 10/7; d/e # 14

Roanoke Calendar - 10/21/02

2:00 P. M. - MISCELLANEOUS HEARINGS

Magee LEE COUNTY COMMUNITY HOSPITAL 7-00-02304 DIP/NS
Fee appl, final, of Hunton & Williams, d/e # 1000 *contd from 9/23*

2:00 P. M. - MISCELLANEOUS HEARINGS

CALL AT 3:30 P.M.*

